



ABSTRACT

Public Servants – WD&CW Dept. – Departmental proceedings initiated against Sri Syed Hussain, former Joint Director (Programmes), O/o the Director, WD&CW, T.S., Hyderabad [now retired], under Rule 20 of A.P.C.S. (CC & A) Rules, 1991 read with Rule 9 of APRPR 1980 on certain allegations while working as Administrative Officer in A.P. Women's Commission – Punishment of 2% cut in pension for two years – Orders – Issued.

DEPARTMENT FOR WOMEN, CHILDREN, DISABLED AND SENIOR CITIZENS (ESTT)

G.O.Rt.No.150,

Dated:19-08-2017.
Read the following:-

- Ref:-
1. From the Director, WD&CW, T.S., Hyderabad, Lr.No.7953/Vig-1/2008-1, dated 20.11.2008
 2. G.O.Rt.No.309, WD,CW&DW [Estt.A2], Department, dated 07.10.2009.
 3. From the Director, WD&CW, T.S., Hyderabad Lr.No.7953/Vig/2008, dated 01.05.2015.
 4. G.O.Rt.No.276, Department for WCD & SC [Estt.], dated 07.12.2015.
 5. Enquiry Report submitted by the Inquiry Officer, i.e., Director, WD&CW, T.S., Hyderabad, Lr.No.01/Enquiry Officer/2016, dated 12.05.2016.
 6. Govt.MemoNo.5386/Estt.A2/2008-13, dt:03.06.2016.
 7. Further Defense Statement of Sri Syed Hussain former Jt. Director now retired, dated 27.09.2016.
 8. Govt.Memo No.5386/Estt.A2/2008, dt:27.01.2017.
 9. Representation of Sri Syed Hussain former Jt. Director now retired, dated 27.02.2016 & 17.03.2017.
 - 10 Govt. Lr. No.5386/Estt.A2/2008, dated 24.04.2017.
 - 11 From the Secretary, TSPSC, Hyderabad, Lr.No.361/RT/TSPSC, 2017, dated 24.06.2017.

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ORDER:-

The Director, Women Development and Child Welfare, Hyderabad in the reference 1st read above, has stated that Sri Syed Hussain former Joint Director (Programmes) now retired while working as Administrative Officer in A.P.Women's Commission has failed to recover the personal loans outstanding amount from his salary though he himself was a Drawing & Disbursing Officer in A.P.Women's Commission. Based on the information available on the irregularities committed by him the following Articles of Charges were issued to him in the reference 2nd read above, under Rule – 20 of the A.P.Civil Services [CC & A] Rules, 1991:

Article No 1: That, Sri Syed Hussain former Joint Director (Programmes) now retired while he was working as Administrative Officer in Andhra Pradesh Women's Commission during the year 2005 being the Drawing and Disbursing officer, has not made the mandatory recoveries of Government/ Non-Government deductions which is loan taken by him for a tune of amount of Rs.1,00,000/- from the Andhra Pradesh State Cooperative Bank Limited, Hyderabad and APGLI Loan an amount of Rs.15,000/- since 10/2005 to till 04/2008 though the same was recorded in the LPC dt.07/10/2005 issued when

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he was relieved from the office of Director, Women Development and Child Welfare, Hyderabad on transfer. Thus he has mis-used the official power as Drawing and Disbursing officer. The act exhibits indiscipline and mischievous behaviour which is unbecoming of a Government servant. This tantamounts to misappropriation and breach of trust. Hence, the charge.

Article No 2: That, Sri Syed Hussain former Joint Director (Programmes) now retired while working as Administrative Officer in the A.P.Women's Commission the said individual being drawing and disbursing officer has suppressed the fact that he has taken a loan from Allahabad Bank, Maruthinagar branch in 2001 by issuing an undertaking for himself to obtain such loan till the legal notice was received from the said bank by the Director, Women Development and Child Welfare, Hyderabad for outstanding balance amount was 1,75,200/- as on 07/12/2001. Moreover, he has not made mandatory recoveries of Non-Govt. deduction of said loan though the same was mentioned in the LPC dt.07.10.05 by the office of Director, Women Development and Child Welfare, Hyderabad and such details are not reflected in any of the subsequent LPCs. Thus he has violated the duties of Drawing and Disbursing officer, gross negligence being as Government employee and Mis-utilized the official power and act shows the indiscipline and unbecoming activity as Government servant and thereby he is responsible for causing embarrassment to the department. Hence, the charge.

Article No 3: That, Sri Syed Hussain former Joint Director (Programmes) now retired while working as Administrative Officer in Andhra Pradesh Women's Commission as Drawing & Disbursing Officer has not recorded any reason in the pay bill register for Non-deducting the Non-Governmental deductions, loan recoveries of APGLI in accordance with LPC dt.07.10.05 and also not maintained the record. Thus he has violated the duties of Drawing and Disbursing officer, exhibited gross negligence as a Government employee and Mis-used the official power and act shows the indiscipline and unbecoming activity as Government servant and thereby he is responsible for causing embarrassing situation to the department. Hence, the charge.

2. In the reference 3rd read above, the Director, Women Development and Child Welfare, Telangana State, Hyderabad has informed that the Charged officer Sri Syed Hussain former Jt.Director (Programmes), O/o the Director, Women Development and Child Welfare, Telangana State, Hyderabad, now retired, has not submitted his written statement of Self Defence to the Articles of Charges framed and issued against him in the reference 2nd cited. Since he has not submitted his written statement of defence even after issue of reminders, Government have decided to proceed further as per A.P. Civil Services [Classification, Control& Appeal] Rules, 1991.

3. In the reference 4th cited, orders were issued for appointing the Director, Women Development and Child Welfare, Telangana State, Hyderabad, as Inquiry Officer to conduct detailed enquiry into the charges framed against the Charged Officer as indicated in para – 1 above, under sub – rule (2) of Rule – 20 of A.P.Civil Services [CC&A] Rules, 1991.

4. In the reference 5th cited, the Inquiry Officer, has submitted her inquiry report and concluded that the charges 1,2 & 3 against the Charged Officer are held proved.

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5. The Inquiry Report was communicated to the charged officer under Rule 21 (2) A.P.C.S [CC&A] Rules, 1991, and he was requested to submit his further explanation, if any on the findings of the enquiry officer with in a period of fifteen days from the date of receipt of the enquiry report, for taking further action in the matter vide reference 6th read above. The charged officer has submitted his defense statement on the findings of the enquiry report along with enclosures in the reference 7th read above.

6. In the circumstances stated above, after careful examination of the matter, Government have provisionally decided to impose a penalty of 2% cut in pension for two years against the charged officer Sri Syed Hussain, Joint Director (Prog) retired under Rule 9 of A.P. Revised Pension Rules 1980, as all (3) charges held proved against the charged officer.

7. Accordingly, Sri Syed Hussain former Jt. Director (Programmes), [now Retired], was therefore, directed to show cause as to why the said punishment as indicated in Para –(6) above shall not be imposed on him, with in a period of fifteen days from the date of receipt of this notice to Government, for taking further action in the matter vide reference 8th cited. The Charged Officer has submitted his explanation vide reference 9th read above to the Show Cause Notice issued to him. After careful examination of his explanation, Government have decided to confirm the punishment as indicated in para (6) above, as no new tenable grounds to consider his explanation and also obtained the concurrence of T.S. Public Service Commission, Hyderabad in the reference 11th read above.

8. Government, after careful examination of the matter, hereby impose a penalty of 2% cut in pension for two years under Rule-9 of the A.P. Revised Pension Rules, 1980, against Sri Syed Hussain, former Joint Director (Programmes), O/o the Director, WD&CW, T.S., Hyderabad [Now Retired].

9. The Director, Women Development & Child Welfare, Telangana State, Hyderabad shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

M. JAGADEESHWAR,
SECRETARY TO GOVERNMENT.

To

Sri Syed Hussain, former Joint Director (Programmes), O/o the Director, WD&CW, T.S., Hyderabad [Now Retired] **through** the Director, W.D & C.W., Telangana State, Hyderabad.

The Director, W.D & C.W., Telangana State, Hyderabad.

Copy to:-

The Accountant General (A&E), T.S., Hyderabad.

The Director of Treasuries and Accounts, Telangana State, Hyderabad.

The Secretary, T.S. Public Service Commission, Nampally, Hyderabad.

SF/SCs.

// FORWARDED : : BY ORDER //

SECTION OFFICER